

## ELEVENTH DAY.

(Tuesday, January 25, 1927.)

The House met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Bobbitt.

The roll was called, and the following members were present:

Acker.	Kirkland.
Albritton.	Land.
Alexander.	Lipscomb.
Anderson.	Loftin.
Avis.	Long.
Barnett.	Loy.
Barron.	Masterson.
Bass.	McCombs.
Bateman.	McGill.
Beck.	Merritt.
Bird.	Minor.
Black.	Montgomery.
Boggs.	Moore.
Boon.	Morse.
Branch.	Moursund.
Brown.	Murphy.
Conway.	Nabors.
Cornwell.	Nicholson.
Cox.	Olsen.
Cummings.	Parish of Runnels.
Dale.	Parrish of Travis.
Davis.	Pavlica.
DeBerry.	Pearce.
Denman.	Petsch.
Dielmann.	Poage.
Dunlap.	Pool.
Durham.	Pope.
Duvall.	Porter.
Enderby.	Powell.
Eickenroht.	Purl.
Farrar.	Ramsey.
Faulk.	Rawlins.
Fly.	Reagan.
Forbes.	Renfro
Foster.	of Angelina.
Gates.	Renfro of Mills.
Gibson.	Rogers of Hays.
Gilbert.	Rogers of Shelby.
Graves.	Rowell.
Gray.	Runge.
Hagaman.	Sanders.
Hall.	Satterwhite.
Harman.	Shaver.
Hefley.	Shearer.
High.	Sheats.
Holder.	Shirley.
Holland.	Simmons.
Jacks.	Sinks.
Johnson.	Smith of El Paso.
Jones.	Smith of Nueces.
Justice.	Smith of Smith.
Kayton.	Smyth.
Kemble.	Snelgrove.
Kennedy.	Stell.
Kincaid.	Stevenson.
King of Hopkins.	Storey.
King of	Stout.
Throckmorton.	Sutton.

Swain.	Wassell.
Taylor.	Webb.
Teer.	Wells.
Turner.	Whitaker.
Van Zandt.	Williams
Veatch.	of Sabine.
Waddell.	Williams
Walker.	of Travis.
Wallace	Williamson.
of Freestone.	Woodall.
Wallace of Panola.	Woodruff.
Wallace of Smith.	Young.
Ware.	

Absent.

Daniel.	Kirby.
Kinnear.	

Absent—Excused.

Bonham.	Kenyon.
Finlay.	McKean.
Fuchs.	Smith of Atascosa.
Harding.	Tillotson.
Hornaday.	

A quorum was announced present.

Prayer was offered by Rev. J. C. Mitchell, Chaplain.

## LEAVES OF ABSENCE GRANTED.

The following members were granted leaves of absence on account of important business:

Mr. Hardin for today and the balance of the week, on motion of Mr. Shaver.

Mr. Hornaday for today, on motion of Mr. Hefley.

Mr. Kenyon and Mr. Smith of Atascosa for today, on motion of Mr. Shearer.

Mr. Finlay for today, on motion of Mr. Merritt.

Mr. Bonham for yesterday and today, on motion of Mr. Turner.

The following members were granted leaves of absence on account of sickness:

Mr. Tillotson for yesterday, today and tomorrow, on motion of Mr. Shearer.

Mr. Fuchs for today, on motion of Mr. Smith of Nueces.

Mr. Kirby for today, on motion of Mr. Holland.

## HOUSE BILLS ON FIRST READING.

The following House bills, introduced today, were laid before the House, read severally first time, and referred to the appropriate committees as follows:

By Mr. Fly:

H. B. No. 305, A bill to be entitled "An Act to prevent members of the Senate or House of Representatives of this State during the term for which he

was elected, or the wife or husband, son or daughter of any Governor of the State of Texas, or the head of any department, institution or board of the State of Texas, while serving as such, directly or indirectly, to accept money or other thing of value, or the promise thereof, or any position, office, or reward or the promise thereof, or any service, reward or benefit, or the promise thereof, as compensation, inducement or reward to such Senator or Representative, or other party above named, to appear before, make argument to, representing any person before, or influence the head or any member of any department, agent, officer or employe of the State government for whom or for which any appropriation is made by the Legislature of the State of Texas; defining the necessary offense and providing a penalty for violation of the act, and providing for removal from office for violation of the act; and declaring an emergency."

Referred to Committee on State Affairs.

By Mr. Shirley:

H. B. No. 306, A bill to be entitled "An Act to repeal House bill No. 2, Chapter 190, of the General Laws of Texas, Thirty-fifth Legislature, 1917, and to abolish the highway system and to establish a system by which we can put one hundred cents in the dollar on road work in lieu of the present system of twenty cents or less out of the dollar, in compliance with our honorable Governor's request to cut out duplicity."

Referred to Committee on Highways and Motor Traffic.

By Mr. Kenyon and Mr. Shearer:

H. B. No. 307, A bill to be entitled "An Act amending Title 63, Article 3966, Revised Statutes of Texas, by adding thereto minimum specifications for another type of exterior chute fire escape."

Referred to Committee on Insurance.

By Mr. Sheats and Mr. Albritton:

H. B. No. 308, A bill to be entitled "An Act providing for and regulating public weighing in this State; providing for public weighers, their term of office, bond, oath, duties, functions and liabilities; providing for their certificates of authority and prescribing fees they shall pay and the manner in which same shall be expended; prescribing their qualifications and for their re-

moval; providing for deputy public weighers, their qualifications, their tenure, bond, oath, duties, functions and liabilities; providing for certificates of weight and measure and for equipment for public weighing; providing for public weighers' fees of office and compensations; providing for their seals of office and their records; prescribing regulations as to weighing cotton and other commodities and things; providing against the taking of cotton in the hands of public weighers and deputies; regulating the taking of cotton samples; providing for the filling of vacancies in the office of public weigher; providing against others than public weighers and deputies doing public weighing and issuing weight sheets or memorandums as public weighers; providing for the reweighing of articles and commodities; providing for present public weighers to serve out present terms and appointment of public weighers in justice precincts where there are none, until the next general election; defining offenses, prescribing penalties, and enacting the necessary provisions incidental to the subject and purpose of the act whether mentioned in detail in the caption or not; repealing certain laws deemed to be in conflict with the purpose of this act; and declaring an emergency."

Referred to Committee on Agriculture.

By Mr. Eickenroht:

H. B. No. 309, A bill to be entitled "An Act amending Chapter — of Title 50, of the Revised Civil Statutes of Texas, 1925, by adding Article 3113a, providing for the selection of county executive committees of political parties in Texas whose nominee for Governor in the preceding general election received as many as ten thousand votes and less than one hundred thousand votes; by adding Article 3140a, providing that Articles 3134, 3136, 3137, 3138, 3139 and 3140 of said statutes shall apply to parties whose nominee for Governor in the next preceding general election receives as many as ten thousand votes and less than one hundred thousand votes; by adding Article 3141a, to provide for the basis of representation in State and district conventions of such parties; amending Article 3154, so as to provide for the notice to be given of the time and place of the holding of precinct and county conventions; by adding Articles 3167a and 3167b, providing for the holding of national conventions by political parties whose nominee for Governor in

the preceding general election received as many as ten thousand votes and less than one hundred thousand votes, and declaring an emergency."

Referred to Committee on Privileges, Suffrage and Elections.

By Mr. Parrish of Travis and Mr. Williams of Travis:

H. B. No. 310, A bill to be entitled "An Act granting and dedicating to the city of Austin, Texas, for exclusively municipal park and other recreational purposes, 6.46 acres of land, more or less, situated in or near the city of Austin, with reservation, and declaring an emergency."

Referred to Committee on Public Lands and Buildings.

By Mr. Williams of Travis:

H. B. No. 311, A bill to be entitled "An Act to amend Title 130 of the Revised Civil Statutes of Texas of 1925, known as the 'Workmen's Compensation Law,' defining the rights, powers and duties of employers, subscribers, employes and insurers under said law; providing for a system of workmen's compensation insurance and defining who are insured under the act and who are the beneficiaries thereof, and the rights and privileges of all persons coming under said act, etc."

Referred to Committee on Labor.

By Mr. Pearce, Mr. Gray, Mr. Merritt, Mr. Ramsey, Mr. Williams of Sabine, Mr. Black and Mr. Moore:

H. B. No. 312, A bill to be entitled "An Act dividing Texas into four highway districts, and providing for the election of a highway commissioner in each district, and a highway commissioner to be elected at large; prescribing their qualifications and compensations; repealing all laws in conflict with this act, and declaring an emergency."

Referred to Committee on Highways and Motor Traffic.

By Mr. Satterwhite:

H. B. No. 313, A bill to be entitled "An Act amending Title 8, Article 199, of the Revised Civil Statutes of the State of Texas, 1925, p. 100, Subdivision 47, third paragraph, by providing for the reorganization of the Forty-seventh Judicial District, naming the counties constituting the same, and creating and organizing the One Hundred and Eighth

Judicial District of Texas, and naming the county constituting same; fixing the times and terms of the holding of the district court in the counties of such respective districts; and providing for the appointment of a district judge for the One Hundred and Eighth Judicial District, and making provisions in reference to processes issued, bonds and recognizances made and grand and petit jurors drawn before this act takes effect, and providing for the continuance in office of the judge and district attorney, respectively, for the Forty-seventh Judicial District; also providing for the jurisdiction of said courts as to civil and criminal business, and fixing the time of taking effect of this act, and repealing all laws in conflict herewith, and declaring an emergency."

Referred to Committee on Judicial Districts.

#### COMMITTEE TO ARRANGE MEMORIAL SERVICES IN HONOR OF HON. NORMAN G. KITTRELL.

In compliance with a resolution which provided for a memorial service in the House of Representatives in honor of the memory of Judge Norman G. Kittrell, the Speaker announced the appointment of the following committee to arrange the service:

Messrs. Holland, Chairman; Acker, Satterwhite, Durham and Shaver.

#### EXTENDING PRIVILEGES OF THE FLOOR TO HON. W. T. GASTON.

Mr. Teer offered the following resolution:

Whereas, The Committee on Appropriations will have many bills under consideration carrying appropriations; and

Whereas, It will be advantageous for them to have the benefit of the advice of the Board of Control; and

Whereas, Mr. W. T. Gaston is head of the Division of Estimates; and

Whereas, It will be necessary for the Committee on Appropriations to have many conferences with him; therefore, be it

Resolved, That the privileges of the floor be extended to Mr. Gaston during this session of the Legislature.

Signed—Teer, Petsch.

The resolution was read second time and was adopted.

PROVIDING FOR PAYMENT OF EXPENSES OF COMMITTEE WHO ATTENDED THE FUNERAL OF HON. NORMAN G. KITTRELL.

Mr. Storey offered the following resolution:

Whereas, By reason of the death of the beloved Judge Norman G. Kittrell, member of this House, and by reason of the precedent years past set by this House, and by reason of the distinguished services of Judge Kittrell to his State as a jurist and as a member of the Legislature from time to time; therefore, be it

Resolved, That the Committee on Contingent Expenses be authorized to pay the actual expenses of the committee of five of this House, appointed by the Speaker to attend the funeral of Judge Kittrell, and that said expenses be paid on proper proof made to said committee.

Signed—Storey, Gilbert.

The resolution was read second time and was adopted.

RELATING TO ATTENDANCE OF THE LAWYER MEMBERS OF THE HOUSE.

The Speaker laid before the House, for consideration at this time,

S. C. R. No. 7, Relating to the attendance of the lawyer members of the Legislature.

Whereas, There are many lawyers holding membership in the Fortieth Legislature of Texas; and

Whereas, It will be a great handicap to the work of the Legislature for these lawyers to be compelled, during the session of said Legislature to leave its work and be required to try lawsuits; therefore, be it

Resolved by the Senate, the House concurring, That the district judges of Texas be and they are hereby requested to reset or continue all cases in which any member of the Legislature is counsel, where such request by such legislator is made, so that this Legislature may have the attendance continuously of its lawyer members and have the benefit of their counsel and service at all times.

The resolution was read second time and was adopted.

RELATING TO PLACING CALENDAR ON MEMBERS' DESKS.

Mr. Jacks offered the following resolution:

Whereas, By the placing of the calendar on each desk the morning the bills

listed thereon are set, the members have no notice of what is to be taken up; and

Whereas, There are a great multitude of bills and more opportunity should be given to study each bill before it comes up; therefore, be it

Resolved, That the daily calendar shall be made up and a copy thereof furnished each member at least twenty-four hours before it shall be considered.

Signed—Jacks, Dunlap, Stell, Kayton, Webb, McGill, Kennedy, Turner, Lipscomb.

The resolution was read second time.

On motion of Mr. Stevenson, the resolution was referred to the Committee on Rules.

MESSAGE FROM THE SENATE.

Senate Chamber,

Austin, Texas, January 25, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

S. B. No. 4, A bill to be entitled "An Act requiring all corporations, firms, dealers and persons selling or exposing for sale, by wholesale or retail, any goods, wares, merchandise or articles manufactured, produced or made, in whole or in part, in any penitentiary, prison, reformatory, or penal institution, or by any convicts or prisoners or persons serving sentence in a reformatory, to have upon the container for such goods, wares, merchandise and articles, and upon each and every individual garment or article so manufactured, produced or made, a plain and distinct label in the English language, clearly showing in what penitentiary, prison or reformatory or penal institution such goods, wares, merchandise or articles were manufactured; and forbidding the sale of such goods, wares, merchandise or articles without such label; and imposing a penalty for selling or exposing for sale any such goods, wares, merchandise or articles without such label, and declaring an emergency."

S. B. No. 13, A bill to be entitled "An Act to provide for the designation of district judges to hold special terms of court in the various judicial districts in the State when accumulation or urgency of business of the public justify such designation; providing for the manner of designating and providing further for the appointment of a clerk



by the Attorney General, prescribing his duties and fixing his salary; and prescribing the manner in which reports shall be made by the various district clerks, and declaring an emergency."

S. B. No. 17, A bill to be entitled "An Act to amend Article 1302, Chapter 1, of Title 32, of the Revised Civil Statutes of the State of Texas of 1925, relating to the purposes for which private corporations may be formed by adding thereto a section to be known as Section 89, so as to provide that corporations may be formed, for the purpose of engaging in the poultry business and to buy and sell poultry of all kinds with the right to acquire and own all property necessary to conduct such business, and declaring an emergency."

S. B. No. 29, A bill to be entitled "An Act to amend Article 7949 of the Revised Civil Statutes of Texas of 1925, relating to the appointment of notaries public."

S. B. No. 62, A bill to be entitled "An Act amending Chapter 8 of Title 69 of the Revised Civil Statutes of the State of Texas, adopted at the Regular Session of the Thirty-ninth Legislature, by adding thereto an article to be known as Article 4195a, providing whenever the estate of a minor consists in part of real estate and any part or parcel of such real estate produces no revenue or does not produce sufficient revenue to make a fair return upon the value of such part or parcel of said real estate, and the guardian of said estate does not deem it advisable or advantageous to said estate to improve such part or parcel of said real estate, and said guardian believes the sale of such part or parcel of said real estate and the investment of the money derived therefrom would be to the best interests of said estate under all circumstances, said guardian may make a written application to the court in which such guardianship is pending, stating such facts and asking for an order to sell such part or parcel of said real estate, and authorizing the court to order such sale, and providing for an emergency."

S. B. No. 3, A bill to be entitled "An Act to amend Article 8029 of the Revised Civil Statutes of Texas of 1925, relating to the dissolution of levee improvement districts, by leaving said Article 8029 just as it is, but adding sections thereto, providing for dissolution of levee improvement districts which have failed to function; providing a procedure by which levee improvement

districts may voluntarily abolish their corporate existence; providing for the settlement of debts, retirement of bonds, custody of property, and appointment of a trustee to close up the affairs of such districts, and providing ways and means for holding elections to decide whether or not such districts will be dissolved, and declaring an emergency."

S. B. No. 28, A bill to be entitled "An Act amending Section 1 of an act passed by the Thirty-ninth Legislature of Texas, and being Chapter 87 of the Acts of the Regular Session of the Thirty-ninth Legislature, constituting and organizing Courts of Civil Appeals therein; creating the Twelfth Supreme Judicial District of Texas, with Wichita Falls as the site of said court; providing for the appointment and qualification of the judges of said Twelfth Supreme Judicial District and other officers thereof; providing for the transfer of cases and regulating appeals from the lower courts of the counties constituting said Twelfth Supreme Judicial District of Texas; making appropriation for the support of said court, and declaring an emergency."

S. B. No. 82, A bill to be entitled "An Act to amend Article 164 of the Revised Civil Statutes of Texas, 1925, providing that the commissioners court of any county of this State is authorized to establish and conduct co-operative demonstration work in agriculture and home economics in co-operation with the Agricultural and Mechanical College of Texas, upon such terms and conditions as may be agreed upon by the commissioners court and the agents of the Agricultural and Mechanical College of Texas; and providing that any such court may employ such means, defining the authority and territorial jurisdiction of notaries public, and declaring an emergency."

S. B. No. 88, A bill to be entitled "An Act to amend Article 2274 of Chapter 12, Title 42, of the Revised Civil Statutes of 1925, and declaring an emergency."

S. B. No. 102, A bill to be entitled "An Act authorizing the district attorney of the criminal district court for the counties of Nueces, Kleberg, Kennedy, Willacy and Cameron to appoint assistant district attorneys and investigators; providing for their salaries, prescribing their qualifications and duties, and declaring an emergency."

S. B. No. 110, A bill to be entitled "An Act to increase and fix the salary of the superintendent of public instruction of El Paso county, Texas; providing for office expenses; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

S. B. No. 151, A bill to be entitled "An Act making a supplemental appropriation of \$5000 for the Executive Department."

H. C. R. No. 1, Requesting Congress to repeal the Federal Estate Inheritance Tax Law.

MORRIS C. HANKINS,  
Assistant Secretary of the Senate.

#### SENATE BILLS ON FIRST READING.

The following Senate bills, received from the Senate today, were laid before the House, read severally first time, and referred to the appropriate committees as follows:

Senate bill No. 151, to the Committee on Appropriations.

Senate bill No. 3, to the Committee on Conservation and Reclamation.

Senate bill No. 4, to the Committee on Labor.

Senate bill No. 13, to the Judiciary Committee.

Senate bill No. 17, to the Committee on Municipal and Private Corporations.

Senate bill No. 28, to the Committee on Judicial Districts.

Senate bill No. 29, to the Judiciary Committee.

Senate bill No. 62, to the Judiciary Committee.

Senate bill No. 82, to the Committee on Agriculture.

Senate bill No. 88, to the Judiciary Committee.

Senate bill No. 110, to the Committee on Education.

#### COMMUNICATION IN REGARD TO RAILROAD CROSSING ACCI- DENTS.

The Speaker laid before the House and had read the following communication:

Cameron Hospital,  
Dr. W. P. Newton.

Cameron, Texas,  
Sunday, January 23, 1927.

Texas Legislature, Austin, Texas:

Dear Legislature: I am a little boy ten years old. I live in Cameron, Texas.

I want to ask you to please pass a law to make all railroads of Texas im-

mediately put in safety devices at all railroad crossings, that will prevent the killing of people. Then there will never again happen another such tragedy as happened yesterday evening when ten of our noble Texas boys were killed by a train at Round Rock, Texas.

Mr. Speaker, or Secretary, will you please read this, my prayer, to the House.

Sincerely,

FRANK MONDRIK NEWTON,  
Cameron, Texas.

#### HOUSE BILL NO. 3 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 3, A bill to be entitled "An Act to agree to the provisions of Section VII of an act of Congress of the United States and approved June 18, 1926, entitled 'An Act to provide for the storage of the waters of the Pecos River,' and declaring an emergency."

The bill was read second time and was passed to engrossment.

#### HOUSE BILL NO. 3 ON THIRD READING.

Mr. Webb moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 3 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—94.

Acker.	Foster.
Alexander.	Gates.
Anderson.	Gibson.
Avis.	Graves.
Bass.	Gray.
Bateman.	Harman.
Beck.	High.
Bird.	Holder.
Black.	Jacks.
Boggs.	Jones.
Boon.	Justice.
Branch.	Kayton.
Brown.	Kennedy.
Conway.	King of Hopkins.
Cornwell.	King of
Cummings.	Throckmorton.
Dale.	Land.
Davis.	Lipscomb.
Denman.	Long.
Dunlap.	Masterson.
Duvall.	McCombs.
Fly.	McGill.
Forbes.	Merritt.

Moore.	Smith of El Paso.
Morse.	Smith of Nueces.
Moursund.	Smith of Smith.
Murphy.	Snelgrove.
Nabors.	Stell.
Nicholson.	Stevenson.
Olsen.	Storey.
Parish of Runnels.	Sutton.
Pavlica.	Swain.
Pearce.	Taylor.
Pool.	Turner.
Pope.	Van Zandt.
Porter.	Veatch.
Ramsey.	Waddell.
Renfro	Wallace of Panola.
of Angelina.	Wallace of Smith.
Renfro of Mills.	Ware.
Rogers of Hays.	Webb.
Rogers of Shelby.	Wells.
Rowell.	Williams
Runge.	of Sabine.
Shearer.	Williams
Sheats.	of Travis.
Shirley.	Williamson.
Simmons.	Woodall.
Sinks.	Woodruff.

Nays—12.

Albritton.	Loy.
Barnett.	Sanders.
Eickenroht.	Stout.
Faulk.	Walker.
Kincaid.	Wassell.
Kirkland.	Whitaker.

Present—Not Voting.

Farrar.

Absent.

Barron.	Minor.
Cox.	Montgomery.
Daniel.	Parrish of Travis.
DeBerry.	Petsch.
Dielmann.	Poage.
Durham.	Powell.
Enderby.	Purl.
Gilbert.	Rawlins.
Hagaman.	Reagan.
Hall.	Satterwhite.
Hefley.	Shaver.
Holland.	Smyth.
Johnson.	Teer.
Kemble.	Wallace
Kinnear.	of Freestone.
Kirby.	Young.
Loftin.	

Absent—Excused.

Bonham.	Kenyon.
Finlay.	McKean.
Fuchs.	Smith of Atascosa.
Harding.	Tillotson.
Hornaday.	

The Speaker then laid House bill No. 3 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—98.

Acker.	Murphy.
Albritton.	Nabors.
Alexander.	Nicholson.
Anderson.	Olsen.
Avis.	Parish of Runnels.
Bass.	Pearce.
Bateman.	Poage.
Beck.	Pool.
Bird.	Pope.
Black.	Porter.
Boggs.	Ramsey.
Boon.	Renfro
Branch.	of Angelina.
Brown.	Renfro of Mills.
Conway.	Rogers of Hays.
Cornwell.	Rogers of Shelby.
Davis.	Rowell.
Denman.	Runge.
Dunlap.	Shearer.
Duvall.	Shirley.
Eickenroht.	Simmons.
Fly.	Sinks.
Forbes.	Smith of El Paso.
Foster.	Smith of Nueces.
Gates.	Smith of Smith.
Gibson.	Smyth.
Graves.	Snelgrove.
Gray.	Stell.
Harman.	Stevenson.
High.	Storey.
Jacks.	Sutton.
Johnson.	Swain.
Jones.	Taylor.
Justice.	Turner.
Kayton.	Van Zandt.
Kennedy.	Veatch.
King of Hopkins.	Waddell.
King of	Walker.
Throckmorton.	Wallace of Panola.
Kirkland.	Wallace of Smith.
Land.	Ware.
Lipscomb.	Wassell.
Loftin.	Wells.
Long.	Whitaker.
Loy.	Williams
Masterson.	of Sabine.
McCombs.	Williams
McGill.	of Travis.
Merritt.	Williamson.
Moore.	Woodall.
Morse.	Woodruff.
Moursund.	

Nays—4.

Faulk.	Sanders.
Pavlica.	Stout.

Present—Not Voting.

Barnett.	Kincaid.
Farrar.	

## Absent.

Barron.	Kirby.
Cox.	Minor.
Cummings.	Montgomery.
Dale.	Parrish of Travis.
Daniel.	Petsch.
DeBerry.	Powell.
Dielmann.	Purl.
Durham.	Rawlins.
Enderby.	Reagan.
Gilbert.	Satterwhite.
Hagaman.	Shaver.
Hall.	Sheats.
Hefley.	Teer.
Holder.	Wallace
Holland.	of Freestone.
Kemble.	Webb.
Kinnear.	Young.

## Absent—Excused.

Bonham.	Kenyon.
Finlay.	McKean.
Fuchs.	Smith of Atascosa.
Harding.	Tillotson.
Hornaday.	

HOUSE BILL NO. 29 ON SECOND  
READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 29, A bill to be entitled "An Act to amend Article 1903 of Chapter 2, Title 40, of the Revised Civil Statutes of 1925, and declaring an emergency."

The bill was read second time and was passed to engrossment.

HOUSE BILL NO. 32 ON SECOND  
READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 32, A bill to be entitled "An Act to amend Article 2253 of Chapter 12, of the Revised Civil Statutes of 1925, and declaring an emergency."

The bill was read second time.

Mr. McCombs offered the following amendment to the bill:

Amend House bill No. 32 by omitting all words from "taken" in line 14 to "by" in line 19, and by omitting the word "his" in line 19, and the words "after notice of appeal is given" in line 24, and inserting therein the words "after final judgment or judgment overruling a motion for a new trial."

Mr. Cummings moved to table the amendment.

Yeas and nays were demanded, and the motion to table prevailed by the following vote:

## Yeas—70.

Acker.	Masterson.
Albritton.	McGill.
Alexander.	Minor.
Barnett.	Moore.
Barron.	Morse.
Bateman.	Murphy.
Beck.	Parish of Runnels.
Bird.	Petsch.
Boggs.	Poage.
Branch.	Pope.
Conway.	Porter.
Cornwell.	Ramsey.
Cummings.	Renfro of Mills.
Dale.	Rogers of Shelby.
DeBerry.	Rowell.
Dunlap.	Runge.
Duvall.	Sanders.
Eickenroht.	Satterwhite.
Fly.	Sheats.
Forbes.	Simmons.
Foster.	Sinks.
Gibson.	Smith of El Paso.
Graves.	Stell.
Hagaman.	Stevenson.
Hefley.	Storey.
High.	Stout.
Jacks.	Teer.
Johnson.	Veatch.
Jones.	Waddell.
Justice.	Wallace of Smith.
Kincaid.	Ware.
King of Hopkins.	Williams
Kirkland.	of Sabine.
Land.	Woodruff.
Long.	Young.
Loy.	

## Nays—31.

Anderson.	Pavlica.
Bass.	Pearce.
Black.	Pool.
Cox.	Powell.
Denman.	Rawlins.
Durham.	Renfro
Farrar.	of Angelina.
Faulk.	Rogers of Hays.
Gray.	Shirley.
Kemble.	Smith of Nueces.
King of	Snelgrove.
Throckmorton.	Swain.
Loftin.	Taylor.
McCombs.	Walker.
Moursund.	Whitaker.
Nabors.	Williams
Olsen.	of Travis.

## Present—Not Voting.

Avis.	Kennedy.
Boon..	Merritt.
Gates.	Smith of Smith.



Sutton.  
Turner.

Webb.

Absent.

Brown.	Nicholson.
Daniel.	Parrish of Travis.
Davis.	Purl.
Dielmann.	Reagan.
Enderby.	Shaver.
Gilbert.	Shearer.
Hall.	Smyth.
Harman.	Van Zandt.
Holder.	Wallace
Holland.	of Freestone.
Kayton.	Wallace of Panola.
Kinnear.	Wassell.
Kirby.	Wells.
Lipscomb.	Williamson.
Montgomery.	Woodall.

Absent—Excused.

Bonham.	Kenyon.
Finlay.	McKean.
Fuchs.	Smith of Atascosa.
Harding.	Tillotson.
Hornaday.	

House bill No. 32 was then passed to engrossment.

#### HOUSE BILL NO. 34 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 34, A bill to be entitled "An Act to amend Article 2312 of Chapter 13, Title 42, of the Revised Civil Statutes of 1925, and declaring an emergency."

The bill was read second time and was passed to engrossment.

#### BILL AND RESOLUTION SIGNED BY THE SPEAKER.

The Speaker signed, in the presence of the House, after giving due notice thereof and their captions had been read severally, the following enrolled bill and resolution:

S. B. No. 6, "An Act amending Chapter 115, Local and Special Laws, Regular Session, Thirty-fifth Legislature of the State of Texas, entitled 'An Act to create a more efficient road law for Duval county, Texas,' etc., to permit the issuance of refunding bonds for the purpose of funding or refunding indebtedness incurred for road and bridge purposes, and declaring an emergency."

S. C. R. No. 7, Relating to attendance of lawyer members in the House.

#### BILL ORDERED NOT PRINTED.

On motion of Mr. Teer, Senate bill No. 151 was ordered not printed.

#### SENATE BILL NO. 151 ON SECOND READING.

Mr. Teer moved that the constitutional rule requiring bills to be read on three several days be suspended and that Senate bill No. 151 be placed on its second reading and passage to third reading.

The motion prevailed by the following vote:

Yeas—106.

Acker.	Long.
Anderson.	Masterson.
Barnett.	McGill.
Barron.	Merritt.
Bass.	Minor.
Bateman.	Montgomery.
Beck.	Moore.
Bird.	Morse.
Black.	Moursund.
Boggs.	Murphy.
Boon.	Nabors.
Branch.	Nicholson.
Brown.	Parrish of Travis.
Conway.	Pavlica.
Cornwell.	Pearce.
Cox.	Petsch.
Cummings.	Poage.
DeBerry.	Pool.
Denman.	Pope.
Dielmann.	Porter.
Dunlap.	Powell.
Duval.	Ramsey.
Eickenroht.	Rawlins.
Fly.	Renfro of Mills.
Forbes.	Rogers of Hays.
Foster.	Rogers of Shelby.
Gibson.	Rowell.
Gilbert.	Satterwhite.
Graves.	Shaver.
Gray.	Shearer.
Hagaman.	Sheats.
Hall.	Shirley.
Harman.	Simmons.
Hefley.	Sinks.
High.	Smith of El Paso.
Holder.	Smith of Nueces.
Holland.	Smith of Smith.
Jacks.	Snelgrove.
Johnson.	Stevenson.
Jones.	Stout.
Justice.	Sutton.
Kayton.	Swain.
Kemble.	Taylor.
King of Hopkins.	Teer.
King of	Turner.
Throckmorton.	Veatch.
Land.	Waddell.
Lipscomb.	Wallace
Loftin.	of Freestone.

Wallace of Panola. Williams  
Wallace of Smith. of Sabine.  
Ware. Williams  
Webb. of Travis.  
Wells. Williamson.  
Young.

## Nays—19:

Albritton. McCombs.  
Alexander. Olsen.  
Durham. Parish of Runnels.  
Farrar. Sanders.  
Faulk. Smyth.  
Gates. Stell.  
Kennedy. Van Zandt.  
Kincaid. Walker.  
Kirkland. Whitaker.  
Loy.

## Present—Not Voting.

Renfro of Angelina.

## Absent.

Avis. Purl.  
Dale. Reagan.  
Daniel. Runge.  
Davis. Storey.  
Enderby. Wassell.  
Kinnear. Woodall.  
Kirby. Woodruff.

## Absent—Excused.

Bonham. Kenyon.  
Finlay. McKean.  
Fuchs. Smith of Atascosa.  
Harding. Tillotson.  
Hornaday.

The Speaker then laid before the House, on its second reading and passage to third reading,

S. B. No. 151, A bill to be entitled "An Act making certain appropriations for the purpose of employing experts to convict certain people accused of crime."

The bill was read second time and was passed to third reading.

## SENATE BILL NO. 151 ON THIRD READING.

Mr. Teer moved that the constitutional rule requiring bills to be read on three several days be suspended and that Senate bill No. 151 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—98.

Acker. Bass.  
Alexander. Bateman.  
Anderson. Beck.  
Avis. Black.  
Barnett. Boggs.  
Barron. Branch.

Brown. Poage.  
Conway. Pool.  
Cox. Pope.  
Cummings. Porter.  
Davis. Powell.  
Denman. Ramsey.  
Dielmann. Rawlins.  
Dunlap. Renfro  
Durham. of Angelina.  
Duvall. Renfro of Mills.  
Eickenroht. Rogers of Hays.  
Fly. Rogers of Shelby.  
Forbes. Rowell.  
Foster. Runge.  
Graves. Satterwhite.  
Hall. Shaver.  
Harman. Shearer.  
Hefley. Sheats.  
High. Shirley.  
Holder. Simmons.  
Holland. Sinks.  
Jacks. Smith of El Paso.  
Johnson. Smith of Nueces.  
Jones. Smith of Smith.  
Justice. Snelgrove.  
Kemble. Stout.  
King of Hopkins. Sutton.  
King of Swain.  
Throckmorton. Taylor.  
Kirkland. Teer.  
Land. Turner.  
Lipscomb. Van Zandt.  
Loftin. Veatch.  
Long. Waddell.  
Masterson. Wallace  
McGill. of Freestone.  
Merritt. Wallace of Panola.  
Minor. Wallace of Smith.  
Montgomery. Wells.  
Moore. Williams  
Morse. of Sabine.  
Murphy. Williams  
Parrish of Travis. of Travis.  
Pearce. Young.  
Petsch.

## Nays—26.

Albritton. McCombs.  
Boon. Moursund.  
Cornwell. Nabors.  
DeBerry. Olsen.  
Farrar. Parish of Runnels.  
Faulk. Pavlica.  
Gates. Sanders.  
Gibson. Stell.  
Gilbert. Storey.  
Gray. Walker.  
Kennedy. Ware.  
Kincaid. Whitaker.  
Loy. Woodruff.

## Absent.

Bird. Kayton.  
Dale. Kinnear.  
Daniel. Kirby.  
Enderby. Nicholson.  
Hagaman. Purl.

Reagan.  
Smyth.  
Stevenson.  
Wassell.

Webb.  
Williamson.  
Woodall.

Absent—Excused.

Bonham.  
Finlay.  
Fuchs.  
Harding.  
Hornaday.

Kenyon.  
McKean.  
Smith of Atascosa.  
Tillotson.

The Speaker then laid Senate bill No. 151 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—107.

Acker.	Loftin.
Alexander.	Long.
Anderson.	Masterson.
Barnett.	McCombs.
Barron.	McGill.
Bass.	Merritt.
Bateman.	Minor.
Beck.	Montgomery.
Bird.	Moore.
Black.	Morse.
Boggs.	Moursund.
Branch.	Murphy.
Brown.	Olsen.
Conway.	Parish of Runnels.
Cornwell.	Parrish of Travis.
Cox.	Pavlica.
Dale.	Pearce.
Davis.	Petsch.
DeBerry.	Poage.
Denman.	Pool.
Dielmann.	Pope.
Dunlap.	Porter.
Durham.	Powell.
Duvall.	Ramsey.
Faulk.	Rawlins.
Fly.	Renfro
Forbes.	of Angelina.
Foster.	Renfro of Mills.
Gilbert.	Rogers of Hays.
Graves.	Rogers of Shelby.
Hall.	Rowell.
Harman.	Runge.
Hefley.	Satterwhite.
High.	Shaver.
Holder.	Shearer.
Holland.	Sheats.
Jacks.	Shirley.
Johnson.	Simmons.
Jones.	Sinks.
Justice.	Smith of El Paso.
Kemble.	Smith of Nueces.
Kennedy.	Smith of Smith.
King of Hopkins.	Snelgrove.
King of	Stell.
Throckmorton.	Stout.
Kirkland.	Sutton.
Land.	Swain.
Lipscomb.	Taylor.

Teer.	Wallace of Smith.
Turner.	Wells.
Van Zandt.	Whitaker.
Veatch.	Williams
Waddell.	of Sabine.
Wallace	Williams
of Freestone.	of Travis.
Wallace of Panola.	Young.

Nays—12.

Albritton.	Nabors.
Eickenroht.	Sanders.
Gates.	Storey.
Gibson.	Walker.
Kincaid.	Ware.
Loy.	Woodruff.

Present—Not Voting.

Boon.

Absent.

Avis.	Nicholson.
Cummings.	Purl.
Daniel.	Reagan.
Enderby.	Smyth.
Farrar.	Stevenson.
Gray.	Wassell.
Hagaman.	Webb.
Kayton.	Williamson.
Kinnear.	Woodall.
Kirby.	

Absent—Excused.

Bonham.	Kenyon.
Finlay.	McKean.
Fuchs.	Smith of Atascosa.
Harding.	Tillotson.
Hornaday.	

#### HOUSE BILL NO. 42 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 42, A bill to be entitled "An Act to amend Article 3996 of Title 65, of the Revised Civil Statutes of 1925, and declaring an emergency."

The bill was read second time and was passed to engrossment.

#### HOUSE BILL NO. 48 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 48, A bill to be entitled "An Act to amend Article 8306, Part 1, Title 130, of the Revised Civil Statutes of 1925, by adding thereto a section to be known as Section 11a, defining total and permanent injuries, and declaring an emergency."

The bill was read second time and was passed to engrossment.

HOUSE BILL NO. 57 ON SECOND  
READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 57, A bill to be entitled "An Act to amend Articles 2238, 2239 and 2240, of the Revised Civil Statutes of Texas of 1925, by adding Articles 2242a and 2241b, providing that if appellant or his attorney delivers bills of exceptions and statements of fact to appellee or his attorney, and same are not returned to the appellant or his attorney, approved or disapproved within ten days after same have been delivered to him, the judge of the trial court shall thereupon, on proof being offered by appellant or his attorney that ten days or more have elapsed and that said bills of exceptions and statements of facts have not been returned to appellant or his attorney, make out and file proper bills of exceptions and statement of facts."

The bill was read second time.

(Mr. Satterwhite in the chair.)

Mr. McCombs offered the following (committee) amendments to the bill:

Amend House bill No. 57 by striking out the word "ten," in lines 30 and 35 and line 1 on page 2 of printed bill, and insert the word "twenty" in lieu thereof.

Amend caption of House bill No. 57 by striking out word "ten" in line 12 and insert in lieu thereof the word "twenty."

The amendments were severally adopted.

House bill No. 57 was then passed to engrossment.

HOUSE BILL NO. 75 ON SECOND  
READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 75, A bill to be entitled "An Act to further regulate the contest of certificates of nominations in primary elections by amending Article 3152 of the Revised Civil Statutes of 1925."

The bill was read second time.

On motion of Mr. Boggs, further consideration of the bill was postponed until 2 o'clock p. m. today.

HOUSE BILL NO. 98 ON SECOND  
READING.

The Speaker laid before the House,

on its second reading and passage to engrossment,

H. B. No. 98, A bill to be entitled "An Act amending Article 324 of the Revised Civil Statutes of the State of Texas by providing for the payment of assistant district attorneys in districts in which there is situated a city of 28,000 population and over, and for the removal of such assistant district attorneys, and declaring an emergency."

The bill was read second time.

On motion of Mr. Johnson, further consideration of the bill was postponed until 2:30 o'clock p. m. tomorrow.

HOUSE BILL NO. 127 ON SECOND  
READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 127, A bill to be entitled "An Act to prevent deception in the sale of paints, oils, naval stores, turpentine, and providing for true labels for the same when offered for sale; providing for the enforcement of this act by the Food and Drug Division of the State Board of Health; providing for the appointment of a chemist and an inspector by the Director of the Food and Drug Division of the State Board of Health for the enforcement of this act; providing for penalties for the violation of this act; making appropriation for the payment of a chemist and an inspector to be appointed by the Director of the Food and Drug Division of the State Board of Health for the purposes of the enforcement of this act; and making an appropriation for traveling and clerical expenses incurred by the Director of the Food and Drug Division of the State Board of Health and his inspector and chemist in the enforcement of this act, and declaring an emergency."

The bill was read second time.

Mr. Loftin offered the following (committee) amendment to the bill:

Amend House bill No. 127 by striking out all of paragraph 3, Section 9, all of Sections 10, 11, 12, 13, 14 and 15 of said bill.

The amendment was adopted.

House bill No. 127 was then passed to engrossment.

HOUSE BILL NO. 128 ON SECOND  
READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

TEXAS STATE LIBRARY  
Austin, Texas



H. B. No. 128, A bill to be entitled "An Act to provide for the examination, testing and reading of electric light, power, natural and artificial gas meters used by private concerns to determine the amount of power or gas used by their consumers, on complaint made by any of said consumers, in incorporated cities, towns or villages having a population of forty thousand (40,000) or less, within this State; said examination, testing and reading to be made by the agents of the city council or city commissioners in said cities, towns or villages on complaint being made as aforesaid to them by said consumers; and further providing for the making of reports to such complaining consumers as to results of said tests, reading and examination; providing a penalty for refusal to comply with any of the provisions of this act, and declaring an emergency."

The bill was read second time.

Question—Shall the bill be passed to engrossment?

(Speaker in the chair.)

#### REPORT OF THE COMMITTEE TO ATTEND FUNERAL OF HON. NORMAN G. KITTRELL.

The Speaker laid before the House and had read the following committee report:

Austin, Texas, January 25, 1927.

To the Speaker and Members of the House of Representatives of the Fortieth Legislature:

We, your undersigned committee, appointed by the Speaker as a committee to go to the city of Houston as official representatives of the House of Representatives at the funeral of Judge Kittrell, deceased, beg to report as follows:

We left Austin on Sunday night and arrived at Houston Monday morning, and went to the home of Judge Kittrell, where we met his children. Mrs. Kittrell was sick in bed and was not in a condition to see any of us. We procured and presented a floral offering in the name of the House of Representatives of such beauty and dignity as, in our judgment, was proper for the occasion and in a manner expressive of the distinguished service rendered by the deceased to the State of Texas and the high regard and esteem of the members of this House of Judge Kittrell.

The funeral was held in the afternoon at 5:10 o'clock and the same was marked with a simple, beautiful and short serv-

ice. No eulogy was spoken of the noted jurist, Representative and friend, all present realizing that the deeds and life of the deceased was so well known that eulogy could have added nothing. The neighbors and citizenship of Houston held our distinguished fellow member in equally as high regard as did the membership of this House of Representatives.

We desire to make special mention of the kindness, many courtesies and attentions extended to the deceased's family and to this committee by Representative R. E. Morse. And, in conclusion, we add that personally we appreciate the honor conferred upon us for the opportunity of having served in the named capacity.

Very respectfully submitted,

PETSCH,

Chairman.

CUMMINGS,

FLY,

RAWLINS.

#### RECESS.

On motion of Mr. Wallace of Free-stone, the House at 12:05 o'clock p. m. took recess to 2:30 o'clock p. m. today.

#### AFTERNOON SESSION.

The House met at 2:30 o'clock p. m. and was called to order by the Speaker.

#### SENATE BILL NO. 151 ON THIRD READING.

Mr. Woodruff moved to reconsider the vote by which Senate bill No. 151 was finally passed.

The motion to reconsider prevailed by the following vote:

Yeas—116.

Acker.	Cummings.
Alexander.	Dale.
Avis.	Davis.
Barnett.	DeBerry.
Barron.	Denman.
Bass.	Dielmann.
Bateman.	Dunlap.
Beck.	Durham.
Bird.	Duvall.
Black.	Enderby.
Boggs.	Farrar.
Boon.	Faulk.
Branch.	Fly.
Brown.	Forbes.
Conway.	Gibson.
Cornwell.	Gilbert.
Cox.	Graves.

Gray.	Reagan.
Hagaman.	Renfro
Hall.	of Angelina.
Harman.	Renfro of Mills.
High.	Rogers of Hays.
Holder.	Rogers of Shelby.
Holland.	Rowell.
Hornaday.	Runge.
Jacks.	Sanders.
Johnson.	Satterwhite.
Jones.	Shaver.
Justice.	Shearer.
Kemble.	Sheats.
King of Hopkins.	Shirley.
King of	Simmons.
Throckmorton.	Sinks.
Kirkland.	Smith of El Paso.
Land.	Smith of Smith.
Lipscomb.	Snelgrove.
Loftin.	Stevenson.
Long.	Sutton.
Masterson.	Swain.
McCombs.	Taylor.
McGill.	Teer.
Merritt.	Turner.
Minor.	Van Zandt.
Montgomery.	Veatch.
Moore.	Waddell.
Morse.	Wallace
Moursund.	of Freestone.
Murphy.	Wallace of Panola.
Nabors.	Wallace of Smith.
Nicholson.	Wassell.
Parish of Runnels.	Webb.
Parrish of Travis.	Wells.
Pavlica.	Whitaker.
Pearce.	Williams
Petsch.	of Sabine.
Poage.	Williams
Pool.	of Travis.
Porter.	Woodall.
Purl.	Woodruff.
Ramsey.	Young.
Rawlins.	

Nays—9.

Albritton.	Stell.
Gates.	Storey.
Kincaid.	Walker.
Loy.	Ware.
Smyth.	

Present—Not Voting.

Kennedy.

Absent.

Anderson.	Kirby.
Daniel.	Olsen.
Eickenroht.	Pope.
Foster.	Powell.
Hefley.	Smith of Nueces.
Kayton.	Stout.
Kinnear.	Williamson.

Absent—Excused.

Bonham.	Fuchs.
Finlay.	Harding.

Kenyon.	Smith of Atascosa.
McKean.	Tillotson.

Mr. Woodruff then moved to reconsider the vote by which Senate bill No. 151 failed to receive the required number of votes necessary to suspend the constitutional rule in order to place the bill before the House on its third reading and final passage.

The motion to reconsider prevailed by the following vote:

Yeas—109.

Acker.	Long.
Alexander.	Masterson.
Barnett.	McCombs.
Barron.	McGill.
Bass.	Merritt.
Bateman.	Minor.
Beck.	Montgomery.
Bird.	Moore.
Black.	Morse.
Boggs.	Moursund.
Boon.	Murphy.
Branch.	Nabors.
Brown.	Nicholson.
Conway.	Parish of Runnels.
Cornwell.	Parrish of Travis.
Cox.	Pavlica.
Cummings.	Pearce.
Davis.	Petsch.
DeBerry.	Poage.
Denman.	Pool.
Dielmann.	Porter.
Dunlap.	Purl.
Durham.	Ramsey.
Duvall.	Rawlins.
Enderby.	Renfro
Faulk.	of Angelina.
Fly.	Renfro of Mills.
Forbes.	Rogers of Hays.
Gibson.	Rogers of Shelby.
Gilbert.	Rowell.
Graves.	Runge.
Gray.	Sanders.
Hagaman.	Satterwhite.
Hall.	Shaver.
Harman.	Shearer.
High.	Sheats.
Holder.	Shirley.
Holland.	Sinks.
Hornaday.	Smith of El Paso.
Jacks.	Smith of Smith.
Johnson.	Stevenson.
Jones.	Sutton.
Justice.	Swain.
Kemble.	Taylor.
Kennedy.	Teer.
King of Hopkins.	Turner.
King of	Van Zandt.
Throckmorton.	Veatch.
Kirkland.	Waddell.
Land.	Wallace
Lipscomb.	of Freestone.
Loftin.	Wallace of Panola.

Wallace of Smith. Williams  
Wassell. of Travis.  
Webb. Woodall.  
Wells. Young.  
Williams of Sabine.

Nays—15.

Albritton. Smyth.  
Avis. Snelgrove.  
Farrar. Storey.  
Gates. Walker.  
Kayton. Ware.  
Kincaid. Whitaker.  
Loy. Woodruff.  
Reagan.

Present—Not Voting.

Stell.

Absent.

Anderson. Olsen.  
Dale. Pope.  
Daniel. Powell.  
Eickenroht. Simmons.  
Foster. Smith of Nueces.  
Hefley. Stout.  
Kinnear. Williamson.  
Kirby.

Absent—Excused.

Bonham. Kenyon.  
Finlay. McKean.  
Fuchs. Smith of Atascosa.  
Harding. Tillotson.

Question next recurring on the motion to suspend the constitutional rule for the purpose of placing Senate bill No. 151 before the House on its third reading and final passage, it prevailed by the following vote:

Yeas—108.

Acker. Durham.  
Alexander. Duvall.  
Barnett. Enderby.  
Barron. Faulk.  
Bass. Fly.  
Bateman. Forbes.  
Beck. Foster.  
Bird. Gilbert.  
Black. Graves.  
Boggs. Gray.  
Boon. Hagaman.  
Branch. Hall.  
Brown. Harman.  
Conway. High.  
Cornwell. Holder.  
Cox. Holland.  
Cummings. Hornaday.  
Dale. Jacks.  
Davis. Johnson.  
DeBerry. Jones.  
Denman. Justice.  
Dielmann. Kemble.  
Dunlap. King of Hopkins.

King of Rowell.  
Throckmorton. Runge.  
Kirkland. Sanders.  
Land. Satterwhite.  
Lipscomb. Shaver.  
Loftin. Shearer.  
Long. Sheats.  
Masterson. Shirley.  
McCombs. Simmons.  
McGill. Sinks.  
Merritt. Smith of El Paso.  
Minor. Smith of Smith.  
Montgomery. Stevenson.  
Morse. Storey.  
Moursund. Sutton.  
Murphy. Swain.  
Nicholson. Taylor.  
Parish of Runnels. Teer.  
Parrish of Travis. Turner.  
Pavlica. Veatch.  
Pearce. Waddell.  
Petsch. Wallace  
Poage. of Freestone.  
Pool. Wallace of Panola.  
Porter. Wallace of Smith.  
Purl. Webb.  
Ramsey. Wells.  
Rawlins. Williams  
Renfro. of Sabine.  
of Angelina. Williams  
Renfro of Mills. of Travis.  
Rogers of Hays. Williamson.  
Rogers of Shelby. Young.

Nays—21.

Albritton. Smyth.  
Farrar. Snelgrove.  
Gates. Stell.  
Gibson. Van Zandt.  
Kayton. Walker.  
Kennedy. Wassell.  
Kincaid. Ware.  
Loy. Whitaker.  
Moore. Woodall.  
Nabors. Woodruff.  
Reagan.

Absent.

Anderson. Kirby.  
Avis. Olsen.  
Daniel. Pope.  
Eickenroht. Powell.  
Hefley. Smith of Nueces.  
Kinnear. Stout.

Absent—Excused.

Bonham. Kenyon.  
Finlay. McKean.  
Fuchs. Smith of Atascosa.  
Harding. Tillotson.

The Speaker then laid Senate bill No. 151 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

## Yeas—114.

Acker.	McGill.
Alexander.	Merritt.
Avis.	Minor.
Barnett.	Montgomery.
Barron.	Morse.
Bass.	Moursund.
Bateman.	Murphy.
Beck.	Nicholson.
Bird.	Parish of Runnels.
Black.	Parrish of Travis.
Boggs.	Pavlica.
Boon.	Pearce.
Branch.	Petsch.
Brown.	Poage.
Conway.	Pool.
Cornwell.	Porter.
Cox.	Purl.
Cummings.	Ramsey.
Dale.	Rawlins.
Davis.	Renfro
DeBerry.	of Angelina.
Denman.	Rogers of Hays.
Dielmann.	Rogers of Shelby.
Dunlap.	Rowell.
Durham.	Runge.
Duvall.	Satterwhite.
Enderby.	Shaver.
Farrar.	Shearer.
Faulk.	Sheats.
Fly.	Shirley.
Forbes.	Simmons.
Foster.	Sinks.
Gilbert.	Smith of El Paso.
Graves.	Smith of Smith.
Gray.	Snelgrove.
Hagaman.	Stell.
Hall.	Stevenson.
Harman.	Storey.
High.	Sutton.
Holder.	Swain.
Holland.	Taylor.
Hornaday.	Teer.
Jacks.	Turner.
Johnson.	Veatch.
Jones.	Waddell.
Justice.	Wallace
Kayton.	of Freestone.
Kemble.	Wallace of Panola.
Kennedy.	Wallace of Smith.
King of Hopkins.	Wassell.
King of	Webb.
Throckmorton.	Wells.
Kirkland.	Whitaker.
Land.	Williams
Lipscomb.	of Sabine.
Loftin.	Williams
Long.	of Travis.
Masterson.	Williamson.
McCombs.	Young.

## Nays—13.

Albritton.	Moore.
Gates.	Nabors.
Gibson.	Sanders.
Kincaid.	Smyth.

Van Zandt.  
Walker.  
Ware.

Woodall.  
Woodruff.

Present—Not Voting.

Reagan.

Absent.

Anderson.  
Daniel.  
Eickenroht.  
Hefley.  
Kinnear.  
Kirby.  
Loy.

Olsen.  
Pope.  
Powell.  
Renfro of Mills.  
Smith of Nueces.  
Stout.

Absent—Excused.

Bonham.  
Finlay.  
Fuchs.  
Harding.

Kenyon.  
McKean.  
Smith of Atascosa.  
Tillotson.

### REQUESTING GOVERNOR TO RETURN HOUSE BILL NO. 52.

Mr. Satterwhite offered the following resolution:

H. C. R. No. 10, To recall House bill No. 52 from Governor.

Resolved by the House of Representatives, the Senate concurring, That the Governor be and is hereby requested to return to the House House bill No. 52 for further consideration.

The resolution was read second time and was adopted.

### HOUSE BILL NO. 128 ON ENGROSSMENT.

The House resumed consideration of pending business, same being House bill No. 128, relative to the reading of electric light, gas and water meters, the bill having heretofore been read second time.

Mr. Cummings offered the following amendment to the bill:

Amend House bill No. 128 by adding after "period" in line 39, page 1, "but three days' notice shall be given to all persons, firms or corporations furnishing said electricity or gas of said test."

The amendment was adopted.

Mr. Harman offered the following amendment to the bill:

Amend House bill No. 128 by striking out all after the word "State" in line 24, Section 1, down to the word "on" in line 26, Section 1.

Mr. Purl moved to table the amendment and the motion to table was lost.

Question then recurring on the amendment it was adopted.

Mr. Purl offered the following amendment to the bill:



Amend House bill No. 128, line 22, by adding the word "five" between the words "any" and "consumers."

On motion of Mr. Holland, the amendment was tabled.

Mr. Van Zandt offered the following amendment to the bill:

Amend House bill No. 128 by adding after the words "as the case may be," in line 34, the following words: "Each and all of such examinations provided herein shall be within the discretion of any commission or city council."

On motion of Mr. Holland, the amendment was tabled.

Mr. Jacks offered the following amendment to the bill:

Amend House bill No. 128, page 2, Section 6, by striking out all after the words "town or village" in said section.

The amendment was adopted.

Mr. Harman offered the following amendments to the bill:

Amend House bill No. 128 by striking out "of forty thousand inhabitants or less" in line 27 and 28.

Amend House bill No. 128 by striking out all after the word "cities" in Section 3.

The amendments were severally adopted.

Mr. Harman offered the following amendment to the bill:

Amend the caption of House bill No. 128 by striking out all after the word "village," in line 11, down to the word "within," in line 12.

The amendment was adopted.

House bill No. 128 was then passed to engrossment.

#### HOUSE BILL NO. 169 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 169, A bill to be entitled "An Act to amend Title 8, Article 199, Section 1, Subdivision 23, page 96, of Acts of the Regular Session of Thirty-ninth Legislature of the State of Texas, changing the time of holding of the terms of district court in the Twenty-third Judicial District of Texas, and declaring an emergency."

The bill was read second time.

On motion of Mr. Masterson, further consideration of the bill was postponed until 11 o'clock a. m. next Tuesday.

#### HOUSE BILL NO. 132 ON SECOND READING.

The Speaker laid before the House,

on its second reading and passage to engrossment,

H. B. No. 132, A bill to be entitled "An Act to amend Article 1302, Section 87, Chapter 1, Title 32, Revised Statutes, 1925, providing for the creation of corporations to maintain a public or private cemetery, mausoleum, or crematory, and declaring an emergency."

The bill was read second time.

On motion of Mr. Morse, the bill was laid on the table subject to call.

#### MESSAGE FROM THE SENATE.

Senate Chamber,

Austin, Texas, January 25, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

S. B. No. 22, A bill to be entitled "An Act to amend Article 3742 of the Revised Civil Statutes of 1925, and providing for the perpetuation of testimony, so as to include as a part of said Article 3742 applications or anticipated applications or petitions for the probate of wills, within the meaning of the word suit as used in said article, and to provide the mode and manner of service or notice on the application or statement of the party desiring to perpetuate testimony for use in an anticipated application or petition for the probate of a will, and declaring an emergency."

S. B. No. 55, A bill to be entitled "An Act amending Sections 7, 19 and 29, of Chapter 172, of the General Laws of the Regular Session of the Thirty-ninth Legislature, so as to better provide for protection of game, and providing a more adequate manner for limits of game or wild birds and animals that may be taken, killed or possessed; providing for hunting licenses in this State; enacting proper provisions for the protection of wild deer, wild fawn deer, and wild buck deer; defining the necessary offenses, and prescribing penalties to carry out the provisions of this act; providing for proper fees of officers and all things incidental to the main purposes of this act, and declaring an emergency."

Respectfully,

MORRIS C. HANKINS,

Assistant Secretary of the Senate.

#### HOUSE BILL NO. 137 ON SECOND READING.

The Speaker laid before the House,

on its second reading and passage to engrossment,

H. B. No. 137, A bill to be entitled "An Act to amend Article 2350 of the Revised Civil Statutes of Texas, changing the year upon which is based the assessed valuation of taxable properties affected by the act to be amended relating to the compensation of county commissioners, and declaring an emergency." The bill was read second time.

Mr. Harman offered the following amendment to the bill:

Amend House bill No. 137 by adding the following at end of Section 1: "Provided that nothing herein shall affect any local or special law."

Signed—Harman, Poage, Jones.

The amendment was adopted.

Mr. Young offered the following (committee) amendment to the bill:

Amend House bill No. 137 by striking out "\$50,750,000" and inserting in lieu thereof, "\$20,750,000," in the fourth line under "Assessed Valuation," page 1,

The amendment was adopted.

Mr. Young offered the following (committee) amendment to the bill:

Amend House bill No. 137 by striking out "\$2,500" in the fifth line under "Salary" and inserting in lieu thereof "\$2,250."

The amendment was adopted.

Mr. Young offered the following (committee) amendments to the bill:

Amend House bill No. 137 by striking out "\$1,000,000,000" where it occurs and inserting in the place of it "\$100,000,000."

Amend House bill No. 137 by striking out "year 1926" in last line and inserting in lieu thereof "previous year."

The amendments were severally adopted.

Mr. Wassell offered the following amendment to the bill:

Amend House bill No. 137, page 1, lines 22 to 28, by changing salaries in line 22, from "\$1,200" to "\$900"; line 23, from "\$1,500" to "\$1,000"; line 24, from "\$1,800" to "\$1,200"; line 25, from "\$2,000" to "\$1,500"; line 26, from "\$2,500" to "\$1,800"; line 27, from "\$2,400" to "\$2,100"; line 28, from "\$3,600" to "\$3,000."

On motion of Mr. Nabors, the amendment was tabled.

Mr. Barnett offered the following amendment to the bill:

Amend House bill No. 137, in line 32, following word "exceed," by adding "six hundred dollars in any one year."

On motion of Mr. Young, the amendment was tabled.

Mr. Rawlins offered the following amendment to the bill:

Amend House bill No. 137 by striking out words "and over" in line 28, and insert in lieu thereof "and less than \$200,000,000"; also add line 28a, between lines 28 and 29, as follows: "\$200,000,000 and over, \$4,200."

Signed—Rawlins, McCombs, Purl.

Mr. Davis moved to table the amendment, and the motion to table was lost.

Question then recurring on the amendment, yeas and nays were demanded.

The amendment was adopted by the following vote:

Yeas—66.

Acker.	Olsen.
Barron.	Parrish of Travis.
Bass.	Petsch.
Beck.	Purl.
Boon.	Ramsey.
Cornwell.	Rawlins.
Cummings.	Renfro of Mills.
Denman.	Rogers of Hays.
Dielmann.	Rowell.
Enderby.	Runge.
Forbes.	Sanders.
Foster.	Satterwhite.
Fuchs.	Shaver.
Gibson.	Shearer.
Hall.	Sheats.
Harman.	Sinks.
Hefley.	Smith of El Paso.
Holland.	Smith of Smith.
Jacks.	Stevenson.
Johnson.	Storey.
Jones.	Sutton.
Kayton.	Swain.
King of Hopkins.	Taylor.
Kirkland.	Teer.
Land.	Waddell.
Long.	Wells.
Masterson.	Whitaker.
McCombs.	Williams
McGill.	of Sabine.
Montgomery.	Williamson.
Morse.	Woodruff.
Moursund.	Young.
Nabors.	

Nays—54.

Albritton.	Eickenroht.
Avis.	Farrar.
Barnett.	Faulk.
Bateman.	Fly.
Black.	Graves.
Boggs.	Gray.
Conway.	Hagaman.
Cox.	High.
Dale.	Holder.
Davis.	Justice.
DeBerry.	Kemble.
Dunlap.	Kennedy.
Duvall.	Kincaid.

King of	Rogers of Shelby.
Throckmorton.	Shirley.
Lipscomb.	Snelgrove.
Loftin.	Stell.
Loy.	Turner.
Merritt.	Van Zandt.
Minor.	Veatch.
Moore.	Walker.
Murphy.	Wallace
Parish of Runnels.	of Freestone.
Pavlica.	Wallace of Panola.
Pearce.	Ware.
Poage.	Wassell.
Pope.	Webb.
Renfro	Woodall.
of Angelina.	

Present—Not Voting.

Gates.	Smyth.
Gilbert.	Wallace of Smith.

Absent.

Alexander.	Pool.
Anderson.	Porter.
Bird.	Powell.
Branch.	Reagan.
Brown.	Simmons.
Daniel.	Smith of Nueces.
Durham.	Stout.
Kinnear.	Williams
Kirby.	of Travis.
Nicholson.	

Absent—Excused.

Bonham.	Kenyon.
Finlay.	McKean.
Harding.	Smith of Atascosa.
Hornaday.	Tillotson.

Mr. Ramsey offered the following amendment to the bill:

Amend House bill No. 137 by striking out in line 22, page 1, the figures "7,500,000" and substituting therefor the figures "6,500,000," and strike out figures "7,500,000" in line 29 and 30, page 1, and substitute therefor the figures "6,500,000," and strike out the words "one thousand" in line 32 and 33, page 1, and substitute therefor the words "fifteen hundred."

The amendment was adopted.

Mr. Wassell offered the following amendment to the bill:

Amend House bill No. 137 by inserting between lines 28 and 29, page 1, "that before receiving any part of the salary above provided, said commissioner shall file an affidavit stating the number of days he has devoted to said duties of office, and said commissioner shall not draw any salary for such days not devoted to the duties of said commissioner."

On motion of Mr. Young, the amendment was tabled.

Mr. Kemble offered the following amendment to the bill:

Amend House bill No. 137 by adding a new section as follows: "Provided this increase shall not take effect during the present term of office of the officials now holding office."

Mr. Holland moved the previous question on the pending amendment and the bill and the main question was ordered.

Question first recurring on the amendment by Mr. Kemble, yeas and nays were demanded.

The amendment was adopted by the following vote:

Yeas—104.

Albritton.	Kirkland.
Alexander.	Land.
Avis.	Loftin.
Barnett.	Long.
Barron.	McGill.
Bass.	Merritt.
Bateman.	Minor.
Beck.	Montgomery.
Black.	Moore.
Boggs.	Morse.
Branch.	Murphy.
Brown.	Nabors.
Conway.	Olsen.
Cornwell.	Parrish of Travis.
Cox.	Pavlica.
Davis.	Pearce.
DeBerry.	Petsch.
Denman.	Poage.
Dunlap.	Pope.
Durham.	Powell.
Duvall.	Ramsey.
Enderby.	Rawlins.
Eickenroht.	Renfro
Farrar.	of Angelina.
Faulk.	Renfro of Mills.
Fly.	Rogers of Hays.
Forbes.	Rogers of Shelby.
Foster.	Rowell.
Fuchs.	Runge.
Gates.	Sanders.
Gibson.	Shaver.
Graves.	Shearer.
Gray.	Sheats.
Hagaman.	Shirley.
Hall.	Simmons.
Hefley.	Sinks.
High.	Smith of El Paso.
Holder.	Smith of Smith.
Holland.	Smyth.
Johnson.	Snelgrove.
Justice.	Stell.
Kemble.	Stevenson.
Kincaid.	Sutton.
King of Hopkins.	Swain.
King of	Teer.
Throckmorton.	Van Zandt.

Veatch.	Wallace of Smith.
Waddell.	Ware.
Walker.	Wassell.
Wallace	Webb.
of Freestone.	Woodall.
Wallace of Panola.	Woodruff.

Nays—16.

Bird.	Kennedy.
Cummings.	Masterson.
Dielmann.	McCombs.
Gilbert.	Moursund.
Harman.	Smith of Nueces.
Hornaday.	Taylor.
Jacks.	Williamson.
Jones.	Young.

Present—Not Voting.

Boon.	Whitaker.
Turner.	

Absent.

Acker.	Porter.
Anderson.	Purl.
Dale.	Reagan.
Daniel.	Satterwhite.
Kayton.	Storey.
Kinnear.	Stout.
Kirby.	Wells.
Lipscomb.	Williams
Loy.	of Sabine.
Nicholson.	Williams
Parish of Runnels.	of Travis.
Pool.	

Absent—Excused.

Bonham.	McKean.
Finlay.	Smith of Atascosa.
Harding.	Tillotson.
Kenyon.	

House bill No. 137 was then passed to engrossment.

#### ADDRESS BY CONSUL GENERAL A. P. CARRILLO.

Mr. Pool offered the following resolution:

Whereas, Senor Diaz Leal, Commissioner General of the Highways of the Republic of Mexico, is in the hall of the House of Representatives, accompanied by Consul General A. P. Carrillo and a staff of engineers of the Mexican government; therefore, be it

Resolved, That the Speaker be requested to invite the gentlemen to the rostrum and introduce them to the House.

Signed—Pool, Montgomery, Hornaday, Kayton, Dielmann, Williamson, Anderson, Moursund.

The resolution was read second time and was adopted.

In accordance with the above action the Speaker appointed the following committee to escort the visitors to the Speaker's stand:

Messrs. Pool, Montgomery, Hornaday, Kayton, Dielmann, Williamson, Anderson and Moursund.

The committee having performed their duty, Speaker Bobbitt introduced Consul General A. P. Carrillo.

Consul General A. P. Carrillo then addressed the House on behalf of the other members of the party.

#### HOUSE BILL NO. 75 ON SECOND READING.

The Speaker laid before the House, as postponed business, on its second reading and passage to engrossment,

H. B. No. 75, A bill to be entitled "An Act to further regulate the contest of certificates of nomination in primary elections, by amending Article 3152 of the Revised Civil Statutes of 1925."

The bill having heretofore been read second time.

Mr. Boggs offered the following (committee) amendment to the bill:

Amend House bill No. 75 by striking out all below the enacting clause and inserting in lieu thereof the following:

"That Article 3152 of the Revised Statutes of 1925 be amended so as to read as follows:

"Art. 3152. In State, district, county or precinct offices, the certificate of the nomination issued by the president or chairman of the nominating convention, or chairman of the county executive committee, shall be subject to review, upon allegations of fraud or illegality, by the district court of the county in which the contestees reside; provided, that such allegations are filed in said court within ten days after the issuance of said certificate; and when said allegations are so filed, or the appeal from the decision of the executive committee is perfected, the judge of the district court must set down for hearing, in term time or vacation at the earliest practical time; and a copy of said grounds of contest, together with the notice of the date set for hearing, shall be prepared and issued by the district clerk and be served upon the contestee five days before the hearing before said court, and the parties to said contest shall have the right to summon witnesses. The said court shall determine said contest; and the decision of said court shall be final as to all district, county or precinct offices. A certified copy of the judgment of said court shall be trans-



mitted by the clerk thereof to the officers charged with the duty of providing the official ballot, and the name of the candidate in whose favor said judgment shall be rendered shall be printed in the official ballot for the general election; provided, however, that a contest of the certificate of nomination for district judge shall be brought in the district court of the adjoining district, the county seat of which is nearest the residence of the contestee when only one district court is in said county. Providing further, that in counties having two or more district courts, the contest shall be filed in any district court in said county except in the court of the contestee, and an appeal from the decision of the executive committee in a case filed there shall be taken to such court."

The amendment was adopted.

Mr. Boggs offered the following (committee) amendment to the bill:

Amend caption of House bill No. 75 by striking out all above the enacting clause and inserting in lieu thereof the following:

"A bill to be entitled 'An Act to further regulate the contest of certificates of nomination in primary elections, by amending Article 3152 of the Revised Civil Statutes of 1925.'"

The amendment was adopted.

House bill No. 75 was then passed to engrossment.

#### HOUSE BILL NO. 140 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 140, A bill to be entitled "An Act to permit applicants for writs of habeas corpus in all criminal cases where the maximum penalty for such offense does not exceed the punishment of confinement in the State penitentiary for more than ten years, when the relief prayed for by such applicant is denied by the judge or the court that applicant's petition is filed in a court of competent jurisdiction, and appeal is taken from such judgment or order of the trial court to the Court of Criminal Appeals of the State of Texas, such applicant may execute a good and sufficient bond, to be approved by the court or judge as now provided under provisions of Title 10 of the Code of Criminal Procedure of the State of Texas, 1925, and declaring an emergency."

The bill was read second time and was passed to engrossment.

#### MOTION TO TAKE UP HOUSE BILL NO. 140.

Mr. Holland moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 140 be placed on its third reading and final passage.

The motion was lost by the following vote (not receiving the necessary four-fifths vote):

Yeas—93.

Alexander.	McGill.
Anderson.	Merritt.
Barron.	Montgomery.
Bass.	Moore.
Beck.	Morse.
Bird.	Moursund.
Black.	Murphy.
Boggs.	Nabors.
Brown.	Parish of Runnels.
Conway.	Pavlica.
Cornwell.	Petsch.
Cox.	Pope.
Cummings.	Porter.
Denman.	Powell.
Dielmann.	Ramsey.
Dunlap.	Rawlins.
Durham.	Renfro of Mills.
Duvall.	Rogers of Hays.
Enderby.	Rogers of Shelby.
Farrar.	Rowell.
Faulk.	Runge.
Fly.	Sanders.
Forbes.	Shaver.
Foster.	Shearer.
Gates.	Sheats.
Gilbert.	Shirley.
Graves.	Simmons.
Gray.	Sinks.
Hall.	Smith of El Paso.
Hefley.	Smith of Nueces.
Holder.	Smith of Smith.
Holland.	Smyth.
Hornaday.	Stevenson.
Jacks.	Storey.
Johnson.	Sutton.
Jones.	Swain.
Justice.	Turner.
Kemble.	Van Zandt.
King of Hopkins.	Veatch.
King of	Waddell.
Throckmorton.	Walker.
Land.	Wallace of Panola.
Lipscomb.	Wallace of Smith.
Loftin.	Ware.
Long.	Wells.
Masterson.	Williamson.
McCombs.	Young.

Nays—27.

Albritton.	Dlae.
Avis.	Davis.
Bateman.	DeBerry.
Boon.	Eickenroht.

Fuchs.	Olsen.
Gibson.	Parrish of Travis.
Hagaman.	Poage.
Harman.	Renfro
High.	of Angelina.
Kayton.	Snelgrove.
Kennedy.	Taylor.
Kincaid.	Wassell.
Kirkland.	Whitaker.
Loy.	Woodall.
Minor.	

Absent.

Acker.	Stell.
Barnett.	Stout.
Branch.	Teer.
Daniel.	Wallace
Kinnear.	of Freestone.
Kirby.	Webb.
Nicholson.	Williams
Pearce.	of Sabine.
Pool.	Williams
Purl.	of Travis.
Reagan.	Woodruff.
Satterwhite.	

Absent—Excused.

Bonham.	McKean.
Finlay.	Smith of Atascosa.
Harding.	Tillotson.
Kenyon.	

## ADJOURNMENT.

Mr. Stevenson moved that the House adjourn until 2 o'clock p. m. tomorrow.

Mr. Petsch moved that the House adjourn until 10 o'clock a. m. tomorrow.

The motion of Mr. Stevenson prevailed, and the House, accordingly, at 4:55 o'clock p. m., adjourned until 2 o'clock p. m. tomorrow.

## APPENDIX.

## STANDING COMMITTEE REPORTS.

The following standing committees have today filed favorable reports on bills as follows:

Public Lands and Buildings: House concurrent resolution No. 8, House bill No. 264.

Appropriations: Senate bill No. 151.

Game and Fisheries: House bill No. 201.

State Eleemosynary and Reformatory Institutions: House bills Nos. 227, 228.

Agriculture: House bill No. 248.

## REPORTS OF COMMITTEE ON ENGROSSED BILLS.

Committee Room,  
Austin, Texas, January 21, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 16, A bill to be entitled "An Act amending Sections 10, 16 and 17, of Chapter 24, of the Special Laws of the State of Texas, approved March 5, 1923, and passed by the Thirty-ninth Legislature, relating to the road system of Hamilton county, by changing the minimum age of persons required to work the roads from eighteen to twenty-one, and changing the amount of indebtedness that can be created in road matters, and changing the compensation of the road supervisors,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,  
Austin, Texas, January 25, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 27, A bill to be entitled "An Act to amend Article 9, Title 1, of the Revised Civil Statutes of 1925, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,  
Austin, Texas, January 22, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 28, A bill to be entitled "An Act to amend Article 942 of Title 27 of the Revised Civil Statutes of 1925, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,  
Austin, Texas, January 25, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 30, A bill to be entitled "An Act to amend Article 2162, of Chapter 8, Title 42, of the Revised Civil

Statutes of 1925, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,

Austin, Texas, January 22, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 33, A bill to be entitled "An Act to amend Article 3374, of Chapter 12, Title 42, of the Revised Civil Statutes of 1925, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,

Austin, Texas, January 22, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 37, A bill to be entitled "An Act to amend Article 3351, of Chapter 5, Title 54, of the Revised Civil Statutes of 1925, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,

Austin, Texas, January 22, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 36, A bill to be entitled "An Act to amend Article 2496 of the Revised Civil Statutes of 1925, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,

Austin, Texas, January 22, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 39, A bill to be entitled "An Act to amend Article 3726, of Title 55, of the Revised Civil Statutes of 1925, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,

Austin, Texas, January 22, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 38, A bill to be entitled "An Act to amend Article 3654, of Chapter 26, Title 54, of the Revised Civil Statutes of 1925, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,

Austin, Texas, January 22, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 40, A bill to be entitled "An Act to amend Article 3872, Title 60, of the Revised Civil Statutes of 1925, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,

Austin, Texas, January 22, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 41, A bill to be entitled "An Act to amend Article 3990, of Title 64, of the Revised Civil Statutes of 1925, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,

Austin, Texas, January 25, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 71, A bill to be entitled "An Act to amend Chapter 172 of the General Laws of the Regular Session of the Thirty-ninth Legislature, Section 5, page 388, relating to the preservation and propagation of all wild animals, wild birds and wild fowls of this State, and amending Chapter 6 of the Revised Criminal Statutes, Article 878, page 197, relating to division into zones for the time limits as to hunting game; making provisions for a change in boundary from Longview to Loraine on the Louisiana state line instead of

from Longview to Texarkana, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,

Austin, Texas, January 22, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 43, A bill to be entitled "An Act to amend Article 4231, of Chapter 10, Title 69, of the Revised Civil Statutes of 1925, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room.

Austin, Texas, January 22, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 45, A bill to be entitled "An Act to amend Article 4930 of Chapter 11, Title 78, of the Revised Civil Statutes of 1925, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,

Austin, Texas, January 22, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 47, A bill to be entitled "An Act to amend Article 6424, of Chapter 9, Title 112, of the Revised Civil Statutes of 1925, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

#### REPORTS OF COMMITTEE ON ENROLLED BILLS.

Committee Room,

Austin, Texas, January 21, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 6, Providing for joint session to hear Governor's address,

Have carefully compared same and find it correctly enrolled.

MORSE, Chairman.

Committee Room,

Austin, Texas, January 21, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 52, "An Act to amend House bill No. 369 of the Acts of the Thirty-ninth Legislature, Regular Session, Chapter 86, and providing for the reorganization of the Thirty-first Judicial District of Texas; naming the counties constituting the same; creating and organizing the One Hundred and Seventh Judicial District of Texas, and naming the counties therein; fixing the times and terms of the district courts, etc.,"

Have carefully compared same and find it correctly enrolled.

MORSE, Chairman.

#### TWELFTH DAY.

(Wednesday, January 26, 1927.)

The House met at 2 o'clock p. m., pursuant to adjournment, and was called to order by Speaker Bobbitt.

The roll was called, and the following members were present:

Acker.	Forbes.
Albritton.	Foster.
Alexander.	Fuchs.
Anderson.	Gates.
Avis.	Gibson.
Barnett.	Gilbert.
Barron.	Graves.
Bass.	Gray.
Bateman.	Hagaman.
Beck.	Hall.
Bird.	Harman.
Black.	Hefley.
Boggs.	High.
Bonham.	Holder.
Boon.	Holland.
Brown.	Hornaday.
Conway.	Jacks.
Cornwell.	Johnson.
Cox.	Jones.
Cummings.	Justice.
Dale.	Kayton.
Daniel.	Kemble.
Davis.	Kennedy.
DeBerry.	Kincaid.
Denman.	King of Hopkins.
Dielmann.	King of
Dunlap.	Throckmorton.
Durham.	Kirkland.
Duvall.	Land.
Enderby.	Lipscomb.
Eickenroht.	Loftin.
Farrar.	Long.
Faulk.	Loy.
Fly.	Masterson.